

73990



**UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.**

Issued by the Department of Transportation
on the 8th day of March, 2000

Served: March 10, 2000

Essential Air Service at

HANA, HAWAII

under 49 U.S.C. 41731 *et seq.*

Docket OST 99-6502 - 9

ORDER EXTENDING SERVICE OBLIGATION

Summary

By this order, the Department of Transportation is extending Pacific Wings' service obligation at Hana for another 30 days, through April 8, 2000.

Background

On November 11, 1999, Air Nevada, Inc., d/b/a Pacific Wings, filed a 90-day notice of intent to suspend its subsidy-free essential air service at Hana, Hawaii, effective February 9, 2000. By Order 99-12-23, December 27, 1999, the Department prohibited Pacific Wings from suspending service at the community for 30 days beyond the end of its 90-day notice period, through March 9, 2000, and requested proposals from carriers interested in providing replacement service.

Pacific Wings has submitted three proposals and we have received comments from the civic officials. As a result, it is unlikely that this case will be completed before the end of the current 30-day hold-in period.

In accordance with 49 U.S.C. 41734(c), we will extend Pacific Wings' service obligation at Hana for an additional 30 days, through April 8, 2000, or until replacement service actually begins, whichever occurs first.

This order is issued under authority assigned in 14 CFR Part 385.

ACCORDINGLY

1. We require Air Nevada, Inc., d/b/a Pacific Wings, to maintain essential air service at Hana, Hawaii, as set forth in Appendix C of Order 2000-2-5, for an additional 30-day period through April 8, 2000, or until a carrier capable of providing reliable replacement service actually begins service, whichever occurs first;²
2. We direct Pacific Wings to retain all books, records, and other source and summary documentation to support claims for payment, and to preserve and maintain such documentation in a manner that readily permits its audit and examination by representatives of the Department. Such documentation shall be retained for seven years, or until the Department indicates that the records may be destroyed. Copies of flight logs for aircraft sold or disposed of must be retained. The carrier may forfeit its compensation for any claim that is not supported under the terms of this order;
3. Docket OST-2000-6502 will remain open until further order of the Department; and
4. We will serve a copy of this order on the Mayor and airport manager of Hana, Hawaii; the Department of Transportation of Hawaii; and Pacific Wings.

Persons entitled to petition the Department for review of this order under the Department's Regulations, 14 CFR 385.50, must file such petitions within ten days after the date of service of this order.

This order will be effective immediately, and the filing of a petition for review shall not preclude its effectiveness.

By:

RANDALL D. BENNETT
Acting Director
Office of Aviation Analysis

(SEAL)

*An electronic version of this order is available on the World Wide Web at
<http://dms.dot.gov>*

² In accordance with 49 U.S.C. 41734(c), we will extend Pacific Wings' service obligation for successive 30-day periods as necessary until replacement service actually begins.